



**BOARD OF PAROLE HEARINGS  
Executive Board Meeting  
Monday, October 16, 2017**

**OPEN SESSION**

***(All times are approximate and subject to change.)***  
**[http://www.cdcr.ca.gov/BOPH/meeting\\_agenda.html](http://www.cdcr.ca.gov/BOPH/meeting_agenda.html)**

1515 K Street  
Executive Board Meeting Room  
Suite 550  
Sacramento, California 95814

**START TIME: 1:00 p.m.**

**AGENDA**

**MEETING CALLED TO ORDER**

1. Roll Call

**CONSENT CALENDAR**

2. Approval of the Draft Minutes from the September 18 and 19, 2017 Board of Parole Hearings Executive Board Meeting.
3. Approval of the Parole Suitability Hearings and Backlog Report for October 2017.
4. Approval of Motions for Hearings with Procedural Errors – No motions to consider.
5. Public Comment on Consent Calendar – Comments are limited to five minutes. Items on the consent calendar are considered routine and non-controversial. All matters are approved by one motion unless a Board Member requests separate action.

**REPORTS**

6. Report from Executive Officer
  - Inmate Locator
  - Legislative Update
  - Linn Austen's Retirement
7. Report from Chief Counsel
  - Regulations on Comprehensive Risk Assessments

**For disability related accommodations, please contact the BPH Americans with Disabilities Act Coordinators at (916) 445-6631 or (916) 323-7997, at least five (5) working days prior to the scheduled meeting. All persons and property entering into this facility may be subject to search. No unauthorized weapons are allowed pursuant to Penal Code Section 171b.**

8. Report from Chief Deputy of Program Operations
  - Inmate Panel Attorney Orientation
9. Report from Chief Deputy of Field Operations
  - Mentally Disordered Offenders Orientation for Independent Evaluators
10. Report from Chief Psychologist, Forensic Assessment Division
  - Risk Assessment Workload Update

#### **PRESENTATIONS**

11. Reaching All Victims: Key Developments in Research and Policy to Improve Victim Services Nationwide  
Heather Warnken, J.D., LL.M., Visiting Fellow, U.S. Department of Justice, Office of Justice Programs

#### **OPEN COMMENTS**

12. BPH Commissioners – Agenda Items for Future Meetings
13. Public Comment – Comments are limited to five minutes. The public may comment on any item related to Board business. However, the Board will not consider comments about future parole hearings. Those comments should be sent to the prison where the inmate is housed so that they can be considered by the panel assigned to the case.

#### **MEETING RECESSED TO TUESDAY, OCTOBER 17, 2017**

**For disability related accommodations, please contact the BPH Americans with Disabilities Act Coordinators at (916) 445-6631 or (916) 323-7997, at least five (5) working days prior to the scheduled meeting. All persons and property entering into this facility may be subject to search. No unauthorized weapons are allowed pursuant to Penal Code Section 171b.**

**BOARD OF PAROLE HEARINGS  
Executive Board Meeting  
Monday, October 16, 2017**

**CLOSED SESSION**

*(All times are approximate and subject to change.)*

1515 K Street  
Executive Board Conference Room  
Sacramento, California 95814

**START TIME: 3:00 p.m.**

**DISCUSSION**

**Overview of Facts and Circumstances with Significant Exposure to Litigation**

Pursuant to Government Code section 11126(e)(2)(B)(i)

*(For purposes of this subdivision, litigation shall be considered pending when any of the following circumstances exist: A point has been reached where, in the opinion of the state body on the advice of its legal counsel, based on existing facts and circumstances, there is a significant exposure to litigation against the state body.)*

**Issues**

- Use of Confidential Information, presented Jennifer Shaffer, Executive Officer, and Jennifer Neill, Chief Counsel
- Handling Pre-Hearing Procedural Issues, presented Jennifer Shaffer, Executive Officer, and Jennifer Neill, Chief Counsel
- Articulating Stipulations, presented Jennifer Shaffer, Executive Officer, and Jennifer Neill, Chief Counsel

**For disability related accommodations, please contact the BPH Americans with Disabilities Act Coordinators at (916) 445-6631 or (916) 323-7997, at least five (5) working days prior to the scheduled meeting. All persons and property entering into this facility may be subject to search. No unauthorized weapons are allowed pursuant to Penal Code Section 171b.**

**BOARD OF PAROLE HEARINGS  
Executive Board Meeting  
Tuesday, October 17, 2017**

**CLOSED SESSION**

***(All times are approximate and subject to change.)***

1515 K Street  
Executive Board Conference Room  
Sacramento, California 95814

**START TIME: 9:00 a.m.**

**DISCUSSION**

**Overview of Pending Litigation and Writs of Habeas Corpus**

Pursuant to Government Code section 11126(e)(1)

*(Nothing in this article shall be construed to prevent a state body, based on the advice of its legal counsel, from holding a closed session to confer with, or receive advice from, its legal counsel regarding pending litigation when discussion in open session concerning those matters would prejudice the position of the state body in the litigation.)*

**Issue**

- *Coleman/Plata v. Brown (Coleman v. Brown, No. 2:90-cv-0520-KJM DAD (E.D. Cal), and Plata v. Brown, No. C01-1351 TEH (N.D. Cal.)*

**For disability related accommodations, please contact the BPH Americans with Disabilities Act Coordinators at (916) 445-6631 or (916) 323-7997, at least five (5) working days prior to the scheduled meeting. All persons and property entering into this facility may be subject to search. No unauthorized weapons are allowed pursuant to Penal Code Section 171b.**

**BOARD OF PAROLE HEARINGS  
Executive Board Meeting  
Tuesday, October 17, 2017**

**OPEN SESSION**

***(All times are approximate and subject to change.)***

1515 K Street  
Executive Board Meeting Room  
Suite 550  
Sacramento, California 95814

**START TIME: 10:00 a.m.**

**AGENDA**

**MEETING RECONVENED (Continued from October 16, 2017)**

14. Roll Call

**EN BANC REFERRALS**

15. Referral by the Governor pursuant to Penal Code section 4802 to review a commutation application. Members of the public may address the Board for a period not to exceed five (5) minutes.

**A. GROBMAN, JON                      F-91808**  
Sentencing Court:  
Santa Clara

16. Referral by the Chief Counsel pursuant to Penal Code section 3041(b) and California Code of Regulations, title 15, section 2042 to assure complete, accurate, consistent and uniform decisions and the furtherance of public safety. Members of the public may address the Board for a period not to exceed five (5) minutes.

**B. DAVIS, CHRIS                      C-75416                      To consider whether the proposed  
Sentencing Court:                      decision complies with *In re*  
Los Angeles                      *Lawrence* (2008) 44 Cal.4th 1181**

**C. GUIUAN, NATALIE                      W-61645                      To consider whether the proposed  
Sentencing Court:                      decision complies with *In re*  
San Mateo                      *Lawrence* (2008) 44 Cal.4th 1181**

17. Referral by the Governor pursuant to Penal Code section 3041.1 and California Code of Regulations, title 15, section 2044(b) to request review of a parole decision by the full board. Members of the public may address the Board for a period not to exceed five (5) minutes.

**D. NUNEZ, MANUEL                      V-83900**  
Sentencing Court:  
Orange

**OPEN COMMENTS**

18. Public Comment – Comments are limited to five minutes. The public may comment on any item related to Board business. However, the Board will not consider comments about future

**For disability related accommodations, please contact the BPH Americans with Disabilities Act Coordinators at (916) 445-6631 or (916) 323-7997, at least five (5) working days prior to the scheduled meeting. All persons and property entering into this facility may be subject to search. No unauthorized weapons are allowed pursuant to Penal Code Section 171b.**

parole hearings. Those comments should be sent to the prison where the inmate is housed so that they can be considered by the panel assigned to the case.

The decisions in the above hearings will be posted as soon as they are finalized in the lobby on the ground floor of 1515 K Street. They will also be posted within 24 hours on the BPH internet page at the following address: [www.cdcr.ca.gov/BOPH/enbanc.html](http://www.cdcr.ca.gov/BOPH/enbanc.html).

#### **CLOSED SESSION – EN BANC REFERRALS**

Pursuant to Government Code section 11126(c)(4)

*("...[N]or shall anything in this article be construed to prevent a state body from holding a closed session when considering and acting upon the determination of a term, parole, or release of any individual or other disposition of an individual case, or if public disclosure of the subjects under discussion nor consideration is expressly prohibited by statute.")*

**MEETING RECESSED TO TUESDAY, OCTOBER 17, 2017, AT 3:00 P.M.**

**For disability related accommodations, please contact the BPH Americans with Disabilities Act Coordinators at (916) 445-6631 or (916) 323-7997, at least five (5) working days prior to the scheduled meeting. All persons and property entering into this facility may be subject to search. No unauthorized weapons are allowed pursuant to Penal Code Section 171b.**

**BOARD OF PAROLE HEARINGS  
Executive Board Meeting  
Tuesday, October 17, 2017**

**CLOSED SESSION**

*(All times are approximate and subject to change.)*

1515 K Street  
Executive Board Conference Room  
Sacramento, California 95814

**START TIME: 2:00 p.m.**

**DISCUSSION**

**Consideration of Matters Posing a Threat or Potential Threat of Criminal Activity**

Pursuant to Government Code section 11126(c)(18)

*(A Board may meet in closed session to consider matters posing a threat or potential threat of criminal activity against the personnel, property, buildings, facilities, or equipment, including electronic data, where disclosure of these considerations could compromise or impede safety or security.)*

**Issue**

- Security Threat Groups, presented by Joseph Beeson, Senior Special Agent, and James Harden, Special Agent, Special Service Unit, CDCR Office of Correctional Safety

**For disability related accommodations, please contact the BPH Americans with Disabilities Act Coordinators at (916) 445-6631 or (916) 323-7997, at least five (5) working days prior to the scheduled meeting. All persons and property entering into this facility may be subject to search. No unauthorized weapons are allowed pursuant to Penal Code Section 171b.**

**Executive Board Meeting  
Tuesday, October 17, 2017**

**OPEN SESSION**

***(All times are approximate and subject to change.)***

1515 K Street  
Executive Board Meeting Room  
Suite 550  
Sacramento, California 95814

**START TIME: 3:00 p.m.**

**AGENDA**

**MEETING RECONVENED**

19. Roll Call

**PRESENTATIONS**

- 20. Amity Foundation  
Doug Bond, Vice President  
Ozell Johnson, Staff Member
- 21. Conducting Hearings for Inmates with Disabilities  
Heather McCray, BPH Assistant Chief Counsel

**OPEN COMMENTS**

- 22. Public Comment – Comments are limited to five minutes. The public may comment on any item related to Board business. However, the Board will not consider comments about future parole hearings. Those comments should be sent to the prison where the inmate is housed so that they can be considered by the panel assigned to the case.

**MEETING RECESSED TO WEDNESDAY, OCTOBER 18, 2017**

**For disability related accommodations, please contact the BPH Americans with Disabilities Act Coordinators at (916) 445-6631 or (916) 323-7997, at least five (5) working days prior to the scheduled meeting. All persons and property entering into this facility may be subject to search. No unauthorized weapons are allowed pursuant to Penal Code Section 171b.**



**Executive Board Meeting  
Wednesday, October 18, 2017**

**OPEN SESSION**

***(All times are approximate and subject to change.)***

1515 K Street  
Executive Board Meeting Room  
Suite 550  
Sacramento, California 95814

**START TIME: 9:00 a.m.**

**AGENDA**

**MEETING RECONVENED (Continued from October 17, 2017)**

23. Roll Call

**PRESENTATIONS**

- 24. Prison Industry Authority (PIA) Programs  
Charles L. Pattillo, PIA General Manager
- 25. Board of Parole Hearings Update  
Jennifer Shaffer, BPH Executive Officer
- 26. Empirical Overview of Dynamic Risks and Protective Factors  
Dr. Lisa Hazelwood, Psychologist, BPH Forensic Analysis Division

**OPEN COMMENTS**

- 27. Public Comment – Comments are limited to five minutes. The public may comment on any item related to Board business. However, the Board will not consider comments about future parole hearings. Those comments should be sent to the prison where the inmate is housed so that they can be considered by the panel assigned to the case.

**LUNCH BREAK**

**START TIME: 1:00 p.m.**

**PRESENTATIONS**

- 28. Analysis of Comprehensive Risk Assessments Administered in 2016  
Dr. Cliff Kusaj, Chief Psychologist, BPH Forensic Analysis Division
- 29. Assessing Inmates with Neurodevelopmental and Neurocognitive Disorders  
Dr. Donna Robinson, Psychologist, BPH Forensic Analysis Division
- 30. Female Long-Term Inmates: Assessment Considerations and Experiences of Lifers Released by the Board  
Dr. Jana Larmer, Psychologist, BPH Forensic Analysis Division

**For disability related accommodations, please contact the BPH Americans with Disabilities Act Coordinators at (916) 445-6631 or (916) 323-7997, at least five (5) working days prior to the scheduled meeting. All persons and property entering into this facility may be subject to search. No unauthorized weapons are allowed pursuant to Penal Code Section 171b.**

**OPEN COMMENTS**

31. Public Comment – Comments are limited to five minutes. The public may comment on any item related to Board business. However, the Board will not consider comments about future parole hearings. Those comments should be sent to the prison where the inmate is housed so that they can be considered by the panel assigned to the case.

**MEETING RECESSED TO THURSDAY, OCTOBER 19, 2017**

**For disability related accommodations, please contact the BPH Americans with Disabilities Act Coordinators at (916) 445-6631 or (916) 323-7997, at least five (5) working days prior to the scheduled meeting. All persons and property entering into this facility may be subject to search. No unauthorized weapons are allowed pursuant to Penal Code Section 171b.**

**Executive Board Meeting  
Thursday, October 19, 2017**

**OPEN SESSION**

***(All times are approximate and subject to change.)***

1515 K Street  
Executive Board Meeting Room  
Suite 550  
Sacramento, California 95814

**START TIME: 9:00 a.m.**

**AGENDA**

**MEETING RECONVENED (Continued from October 18, 2017)**

32. Roll Call

**PRESENTATIONS**

33. *Clark and Coleman* Inmates and the Rules Violation Process  
Dr. Corey Scheidegger, Senior Psychologist, CDCR California Prison Health Care Services  
Captain Eric Hobbs, Correctional Captain, CDCR Division of Adult Institutions
34. Violent Criminality: It's All in Your Head  
Dr. Candice Skrapec, Ph.D., Forensic Psychologist, Professor, and Coordinator of Forensic Behavioral Sciences in the Department of Criminology at California State University, Fresno

**OPEN COMMENTS**

35. Public Comment – Comments are limited to five minutes. The public may comment on any item related to Board business. However, the Board will not consider comments about future parole hearings. Those comments should be sent to the prison where the inmate is housed so that they can be considered by the panel assigned to the case.

**LUNCH BREAK**

**START TIME: 1:00 p.m.**

**PRESENTATION**

36. Implementing Gender-Informed Strategies in Parole Release and Supervision  
Becki Ney, Principal, Center for Effective Public Policy

**OPEN COMMENTS**

37. Public Comment – Comments are limited to five minutes. The public may comment on any item related to Board business. However, the Board will not consider comments about future parole hearings. Those comments should be sent to the prison where the inmate is housed so that they can be considered by the panel assigned to the case.

**MEETING RECESSED TO FRIDAY, OCTOBER 20, 2017**

**For disability related accommodations, please contact the BPH Americans with Disabilities Act Coordinators at (916) 445-6631 or (916) 323-7997, at least five (5) working days prior to the scheduled meeting. All persons and property entering into this facility may be subject to search. No unauthorized weapons are allowed pursuant to Penal Code Section 171b.**

**BOARD OF PAROLE HEARINGS  
Executive Board Meeting  
Friday, October 20, 2017**

**CLOSED SESSION**

***(All times are approximate and subject to change.)***

1515 K Street  
Executive Board Conference Room  
Sacramento, California 95814

**START TIME: 9:00 a.m.**

**DISCUSSION**

**Overview of Facts and Circumstances with Significant Exposure to Litigation**

Pursuant to Government Code section 11126(e)(2)(B)(i)

*(For purposes of this subdivision, litigation shall be considered pending when any of the following circumstances exist: A point has been reached where, in the opinion of the state body on the advice of its legal counsel, based on existing facts and circumstances, there is a significant exposure to litigation against the state body.)*

**Issue**

- *Coleman/Plata v. Brown (Coleman v. Brown, No. 2:90-cv-0520-KJM DAD (E.D. Cal), and Plata v. Brown, No. C01-1351 TEH (N.D. Cal.), presented by Scott Kernan, CDCR Secretary, Kathleen Allison, Director, CDCR Division of Adult Institutions, and Jennifer Neill, BPH Chief Counsel*
- *Imposing Special Conditions of Parole, presented by Jennifer Neill, Chief Counsel, and Tiffany Shultz, Assistant Chief Counsel*

**Overview of Pending Litigation and Writs of Habeas Corpus**

Pursuant to Government Code section 11126(e)(1)

*(Nothing in this article shall be construed to prevent a state body, based on the advice of its legal counsel, from holding a closed session to confer with, or receive advice from, its legal counsel regarding pending litigation when discussion in open session concerning those matters would prejudice the position of the state body in the litigation.)*

**Issue**

- *Update on Pending Litigation, presented by Phillip Lindsay, Senior Assistant Attorney General, Attorney General's Office*

**ADJOURNMENT**

**For disability related accommodations, please contact the BPH Americans with Disabilities Act Coordinators at (916) 445-6631 or (916) 323-7997, at least five (5) working days prior to the scheduled meeting. All persons and property entering into this facility may be subject to search. No unauthorized weapons are allowed pursuant to Penal Code Section 171b.**